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Attorneys for Plaintiff KAEIAN SAELEE

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

KAEIAN SAELEE,	)	Case No.: C10 2331 PJH
	)	
Plaintiff,	)	STIPULATION TO ALLOW
	)	FILING OF AMENDED COMPLAINT
v.	)	NAMING MITCHELL PEIXOTO
	)	AND ALEXANDER CAINE
CITY OF RICHMOND,	)	AS DEFENDANTS; ORDER
MICHAEL VALLERGA, and	)	THEREON
DOES 1 to 50,	)	
	)	
Defendants.	)	

1. Whereas this case was filed on May 6, 2010 in Contra Costa Superior Court and removed to this court on or about May 27, 2010;

2. Whereas the complaint alleges the City of Richmond Police Department, Officer Michael Vallergera, and Does 1 to 50 falsely arrested and used excessive use of force when they took plaintiff to the ground and arrested him at a private residence in December 5, 2009;

3. Whereas at the time of the incident plaintiff was aware of defendant Michael Vallergera's involvement in the arrest only because he was the officer that eventually issued a citation to plaintiff;

4. Whereas plaintiff first became aware of Sgt. Mitchell Peixoto and Officer Alexander

1 Caine's involvement in the subject arrest at the time of defendant Vallerga's deposition on  
2 November 17, 2010;

3 5. Whereas no prejudice is suffered by defendants or the new parties to this action by  
4 amending the complaint to name Mitchell Peixoto and Alexander Caine as defendants at this  
5 time;

6 Therefore the parties stipulate and agree that plaintiff be allowed to amend the  
7 complaint to name Mitchell Peixoto and Alexander Caine as additional defendants in the  
8 subject action.

9 IT IS SO STIPULATED:

10 LAW OFFICES OF EDWARD C. CASEY JR.

11  
12 Dated: December 17, 2010

13 /S/  
By: Edward C. Casey Jr.  
Attorneys for Plaintiff Kaeian Saelee

14  
15 NEWDORF LEGAL

16  
17 Dated: December 17, 2010

18 /S/  
By: David B. Newdorf, Esq.  
Attorneys for the defendants City of Richmond  
and Michael Vallerga

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**ORDER ON STIPULATION TO ALLOW FILING OF AMENDED COMPLAINT  
NAMING MITCHELL PEIXOTO AND ALEXANDER CAINE AS DEFENDANTS**

This Stipulation of the parties having been read and considered and good cause appearing,

IT IS HEREBY ORDERED that plaintiff may amend the complaint to name Mitchell Peixoto and Alexander Caine as defendants in the subject action. The amended complaint is to be filed on or before January 5, 2011.

Dated: 12/28/10

Honorable Phyllis J. Hamilton  
Judge of the United States District Court

